

MAINE STATE LEGISLATURE

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**STATE OF MAINE
115TH LEGISLATURE**

**FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION**

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
JUDICIARY**

AUGUST 1991

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**ONE HUNDRED AND FIFTEENTH LEGISLATURE
FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION
JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1991**

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H - 584 or S - 222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

PUBLIC XXX	<i>Chapter # of enacted Public Law</i>
P&S XXX	<i>Chapter # of enacted Private & Special Law</i>
RESOLVE XXX	<i>Chapter # of enacted Resolve</i>
CON RES XXX	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
EMERGENCY	<i>Enacted law takes effect sooner than 90 days</i>
CARRIED OVER	<i>Bill carried over to 2nd Session</i>
FAILED EMERGENCY ENACTMENT	<i>Bill failed to get 2/3 vote</i>
ONTP	<i>Ought Not to Pass report accepted</i>
LVWD	<i>Leave to Withdraw report accepted</i>
INDEF PP	<i>Bill Indefinitely Postponed</i>
DIED BETWEEN BODIES	<i>House & Senate disagree; bill died</i>
VETO SUSTAINED	<i>Legislature failed to override Governor's Veto</i>
UNSIGNED	<i>Not signed by Governor within 10 days</i>
DIED ON ADJOURNMENT	<i>Action incomplete when 1st session ended</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

If you have any suggestions or comments on these summaries, please let us know.

An Act Concerning Destruction of Certain Court Records in Real Estate Matters

SPONSOR(S)
MARSANO
OTT
HANLEY
STEVENS P

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-143

SUMMARY

The bill requires that complete, accurate details of any court proceeding involving real estate by recorded by abstract in the registry of deeds. The bill also prohibits destruction of court records affecting title to or rights in land.

Committee Amendment "A" (H-143) allows court documents to be destroyed beginning January 1, 1996. Documents will not be separately indexed, but the court clerks will label the relevant documents on the docket. The court will name the party or parties responsible for preparing and recording the abstract and paying the fees.

LD 513**An Act Requiring the Provision of Information to Victims of Gross Sexual Assault****CARRIED OVER**

SPONSOR(S)
TOWNSEND
VOSE

COMMITTEE REPORT

AMENDMENTS ADOPTED

SUMMARY

The bill would allow the victim of a gross sexual assault to request that the person convicted by required to submit to an HIV test. The person convicted would be tested every 6 months throughout the sentence. The test results would be provided to the victim. The victim would be prohibited from releasing the results to anyone other than the victim's lawyer and physician.

LD 540**An Act to Create a Magistrate System within the Maine Courts****LV/WD**

SPONSOR(S)
FOSTER
GAUVREAU
HASTINGS

COMMITTEE REPORT
LV/WD

AMENDMENTS ADOPTED

SUMMARY

The bill would have created a magistrate system in the courts. Attorneys would have served as magistrates to hear uncontested matters and, by agreement, nonjury contested matters. [This issue was referred to the Commission to Study the Future of Maine's Courts.]